



Memphis City Council Summary Sheet FY2011

- This item is a Resolution approving a Cost Sharing Agreement between Nucor Steel Memphis, Inc. (Lessee) and the Memphis and Shelby County Port Commission (Lessor).
- Initiating Party: Memphis and Shelby County Port Commission
- This is not a change to an existing ordinance or resolution. This is a resolution for a cost sharing agreement to reimburse Nucor Steel Memphis, Inc. for cost of dredging the mouth of the harbor in the Frank C. Pidgeon Industrial Park.
- This Resolution does not amend an existing contract.
- This Resolution does not require an expenditure of funds. This is for a cost sharing agreement whereby the Lessee (Nucor Steel Memphis, Inc.) paid for dredging to the mouth of the Pidgeon Harbor and the Port Commission is reimbursing Nucor by allowing them to deduct this expense from annual rental payments due the Port Commission under three separate agreements until the cost of the dredging has been totally reimbursed to Nucor. The rental payments that will be retained by Lessee (Nucor Steel Memphis, Inc.) are those due from and after January 1, 2010 until the cost of the dredging has been met in 2014. The actual amount paid by Nucor Steel Memphis, Inc. for the dredging of the harbor in the Frank C. Pidgeon Industrial Park was \$737,048.15.

**CITY OF MEMPHIS
AUTHORIZING A COST SHARING RESOLUTION
WITH NUCOR STEEL MEMPHIS, INC.**

WHEREAS, THE MOUTH OF PIDGEON HARBOR located in Pidgeon Industrial Park within the jurisdiction of the Memphis and Shelby County Port Commission (hereinafter the "Port"), has become blocked by sediment and such condition impedes the flow of traffic, especially barge traffic, from the Mississippi River into Pidgeon Harbor; and

WHEREAS, such condition has negatively affected the ability of Nucor Steel Memphis, Inc. to conduct business at its site adjacent to Pidgeon Harbor and has otherwise reduced the appeal of Pidgeon Harbor and Pidgeon Industrial Park to future development; and

WHEREAS, Nucor is willing to advance the sums necessary to dredge the mouth of Pidgeon Harbor on the condition that it be reimbursed for same by deducting the actual cost of the dredging from the amount of rent it owes to the Port, pursuant to three agreements previously entered into by Nucor and the Port, namely the Lease Agreement dated August 23, 2007 (the "Dock Lease"), the Lease Agreement dated December 1, 2009 (the "Buffer Area Lease") and a License Agreement dated August 23, 2007 (South Harbor Mooring Rights); and

WHEREAS, this is an advantageous way to provide funding in this specific case for the necessary dredging of the mouth of the harbor and such method has been endorsed by the Mayor of the City of Memphis and the Mayor of Shelby County.

NOW, THEREFORE, BE IT RESOLVED by the City of Memphis, on recommendation of the Memphis and Shelby County Port Commission, that the proposed arrangement as described herein be approved as a one time only remedy and such arrangement be memorialized in a "Cost Sharing Agreement," providing that the costs for dredging in the mouth of Pidgeon Harbor be advanced by Nucor and that Nucor be repaid by deducting the actual dredging cost from the rent and other payments normally due under the abovementioned agreements until such time as the amount so advanced is repaid in full, said amount being Seven Hundred Thirty-Seven Thousand, Forty-Eight and 15/100 Dollars (\$737,048.15).

BE IT FURTHER RESOLVED that such agreement is hereby approved as being beneficial to the operation and development of Pidgeon Harbor, Pidgeon Industrial Park and the community as a whole.

BE IT FURTHER RESOLVED, By the Council of the City of Memphis that the appropriate officials of the City of Memphis be hereby authorized to execute same.

BE IT FURTHER RESOLVED, That this action is subject to concurrence by Shelby County.

City of Memphis

TENNESSEE



A C WHARTON, JR.
MAYOR

June 24, 2010

The Honorable Jim Strickland, Chairman
Personnel, Intergovernmental & Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Strickland:

Subject to Council approval, it is my recommendation that:

Mark D. Hendricks

be reappointed to the Memphis and Shelby County Center City Commission with a term
expiring December 31, 2012.

I have attached biographical information.

Sincerely,

A handwritten signature in black ink, appearing to read "A C Wharton", is written over the typed name and title.

A C Wharton
Mayor

ACW/lar

c: Council Members



City of Memphis

BIOGRAPHICAL INFORMATION APPOINTMENT TO BOARD/COMMISSION

Center City Commission
BOARD/COMMISSION

Name: Mark D. Hendricks Race W M X F

E-Mail Address:
mark.hendricks01@gmail.com Fax

Profession/Employer: Fundraising/Self-employed

Business Address: 2690 Central Avenue Zip 38111 Phone: 901-907-9250

Education: Washington University at St. Louis - MHA/ University of Memphis - BA

Name of Spouse: N/A Number of Children:

Home Address: 2690 Central Avenue Phone: 901-458-9062

City: Memphis State: TN Zip: 38111

I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes X or No If yes, how long? 45 years

Professional Organization/Associations: American College of Healthcare Administrators

Other Organizations/Association: Trustee - The LeMoyné-Owen College; Board - Ronald McDonald House

Other Interests:

Signature___Mark D. Hendricks (via email)_Date_3/11/10_

Mark Hendricks Bio

Having worked downtown for the past twelve years as a professional healthcare fundraising executive, Mark Hendricks participated in the development of the Uptown planning overlay and in the Hope VI Uptown neighborhood redevelopment. A graduate of the University of Memphis, he earned his Masters in Healthcare Administration at the Washington University School of Medicine in St. Louis. He has been active in the Memphis medical center's planning and development as a member of the Memphis Medical Center Board's executive committee. He also serves on the Ronald McDonald House Charities of Memphis board and is a trustee of The LeMoyne-Owen College.

**MEMPHIS & SHELBY COUNTY
CENTER CITY COMMISSION**

20 Member Board

(5) Appointed by City Mayor

(5) Appointed by County Mayor

3 Year Term

Hendricks, Mark D. (City)	M/W	12-31-09	3yr. Term
McGehee, Stuart (City)	M/W	12-31-10	3yr. Term
Morris, Paul H. (City)	M/W	12-31-10	3yr. Term
Raines, Florence J. (City)	F/B	12-31-09	3yr. Term
Trammell, Michelle C. (City)	F/W	12-31-09	3yr. Term

Cobbins, Darrell

Cooper, Barbara (Representative)

Copeland, Richard

Gibson, J.W. (Commissioner)

Hagerman, Jennifer

Jack Sammons

Miller, Larry (Representative)

Mike, Ritz (Commissioner)

Stanton III, Edward L.

Harold Collins (City Council Liaison)

Reid Hedgepeth (City Council Liaison)

City of Memphis



TENNESSEE

A C WHARTON, JR.
MAYOR

June 24, 2010

The Honorable Jim Strickland, Chairman
Personnel, Intergovernmental & Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Strickland:

Subject to Council approval, it is my recommendation that:

Isaac W. Northern, Jr.

be appointed to the Memphis and Shelby County Center City Commission with a term
expiring December 31, 2012.

I have attached biographical information.

Sincerely,

A handwritten signature in black ink, appearing to read "A C Wharton", is written over a printed name and title. The signature is stylized and cursive.

A C Wharton
Mayor

ACW/lar

c: Council Members



City of Memphis

BIOGRAPHICAL INFORMATION APPOINTMENT TO BOARD/COMMISSION

Center City Commission

BOARD/COMMISSION

Name: Isaac W. Northern, Jr. Race Blk. M F

E-Mail Address: inorther@bellsouth.net Fax (901)526-7171

Profession/Employer: Real Estate Manager - (NORTHERN, INC. Real Estate Services)

Business Address: 62 Union Ave., Memphis, TN Zip 38103 Phone: (901) 526-7155

Education: BA. - Lane College, Jackson, TN; Certified Property Manager - Institute of Real

Name of Spouse: Carol Number of Children: 2

Home Address: 914 Twinkletown Rd. Phone: (901)332-7923

City: Memphis State: TN Zip: 38116

I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes or No If yes, how long? 33 years

Professional Organization/Associations:

Tennessee Real Estate Commissioner
Licensed Real Estate Broker
The Institute of Real Estate Management
National, State and Local Association of Realtors

Other Organizations/Association:

Other Interests:

Photography
Music

Signature Date 6/17/2010

RESUME

NORTHERN, INC. /ISAAC W. NORTHERN, JR.

Isaac W. Northern, Jr. founded NORTHRN, INC. in 1982. At that time, the company's primary focus was property management. In 1990, a partnership was formed with Henry Turley, Jr. and the company's name was changed to HENRY TURLEY/NORTHERN, INC. The company's focus was broadened to include brokerage and development. In 1997, that partnership was dissolved and the name reverted back to NORTHERN, INC.

Since its formation, the company's management portfolio has included multi-family and single family properties as well as commercial and retail buildings. The company has also served as "Asset Manager" for approximately one thousand six hundred (1,600) apartment units.

In addition to the above, the company worked for three years with Memphis City Schools in the selection and acquisition of sites for new schools as part of an aggressive capital improvements program. Previously, NORTHERN, INC., in joint venture with The Henry Turley Co. and Beltz Investco was responsible for the assimilation and acquisition of approximately six hundred (600) infill parcels within a one hundred (100) block area in the neighborhood revitalization project called "Uptown Memphis".

Some of the clients served include:

- Memphis City Schools
- Memphis Housing Authority
- The U.S. Dept of H.U.D.
- Supreme Mortgage Co.
- Tri-State Bank of Memphis
- Universal Life Insurance Co.
- The Church of God in Christ – National Properties Division
- The Christian Methodist Episcopal Church
- The African Methodist Episcopal Church
- The National Caucus and Center for The Black Aged
- Various private partnerships

Isaac W. Northern Jr., is active in community affairs and has served on numerous local boards. He holds the "Certified Property Manager" designation and has served as President of the Memphis Chapter of the Institute of Real Estate Management, the Memphis Area Association of Realtors and is currently vice Chairman of the Tennessee Real Estate Commission. He also serves on the Revolving Loan Fund Committee for the Memphis Area Association of Governments and is Secretary of the Board of Directors of Leadership Memphis.

City of Memphis



TENNESSEE

A C WHARTON, JR.
MAYOR

June 24, 2010

The Honorable Jim Strickland, Chairman
Personnel, Intergovernmental & Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Strickland:

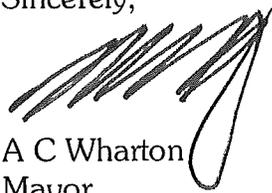
Subject to Council approval, it is my recommendation that:

Diane C. Spears

be appointed to the Memphis and Shelby County Center City Commission with a term
expiring December 31, 2010.

I have attached biographical information.

Sincerely,



A C Wharton
Mayor

ACW/lar

c: Council Members



City of Memphis

BIOGRAPHICAL INFORMATION APPOINTMENT TO BOARD/COMMISSION

Center City Commission

BOARD/COMMISSION

Name: Diane C. Spears Race W M F

E-Mail Address: diane.spears@stjude.org Fax 901-578-2831

Profession/Employer: Sr. Vice President, ALSAC/St. Jude Children's Research Hospital

Business Address: 501 St. Jude Place, Memphis Zip 38105 Phone: 901-578-2085

Education: University of Memphis, BA (1975); JD (1980)

Name of Spouse: NA Number of Children: NA

Home Address: 1613 Carr Avenue Phone: 901-722-2197

City: Memphis State: TN Zip: 38104

I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes or No If yes, how long? 45 years

Professional Organization/Associations:

Memphis Bar Association, Memphis Medical Center Board

Other Organizations/Association:

Central Gardens Homeowners Association

Other Interests:

Signature Diane C. Spears Date 6-17-10

DIANE C. SPEARS

1613 Carr Avenue
Memphis, Tennessee 38104
(901) 722 – 2197

Senior Vice President
ALSAC, the fundraising organization that
supports St. Jude Children's Research
Hospital
501 St. Jude Place
Memphis, Tennessee 38105
(901) 578-2000

Career Summary: 30 years in the practice of law in commercial environments. Corporate legal departments and private practice since 1980, with an emphasis on commercial transactions and analytical problem solving, such as, strategies issue resolution, projects, negotiation, mediation, processes and practice before tribunals; collaborations with operations executives in all phases of activity.

Employment:

- 2004 – present ALSAC, the fundraising organization that supports St. Jude Children's Research Hospital – Senior Vice President & General Counsel, including the administration and management of legal services, with a future emphasis on risk management, administration, real estate administration and community relations as Senior Vice President, Risk Management & Administration
- 1997- 2004 Private practice of law in Memphis, including Williams & Prochaska, PC – Memphis office – a Tennessee-based law firm with an emphasis on creditors rights – commercial transactions, bankruptcy, lender regulation in Tennessee; and solo practice
- 1987- 1997 Delaware North Companies, Inc., a diverse, privately-held holding company headquartered in Buffalo, New York – a business mix of operations in the hospitality industry in airports, sports venues and other activities; legal representation of the company's interests in coordination with executive management in all fields of operation
- 1980 – 1987 Rumberger, Kirk, Caldwell, Cabaniss & Burke – Orlando, FL – products defense litigation
- Dobbs Houses, Inc. – 5 years – Corporate Counsel for airport concessions and food service divisions
- Law Offices of Frank C. Holloman, Jr. – general practice Memphis

Education:

University of Memphis, School of Law – JD, 1980
University of Memphis, BA, History – 1976

City of Memphis



TENNESSEE

A C WHARTON, JR.
MAYOR

June 24, 2010

The Honorable Jim Strickland, Chairman
Personnel, Intergovernmental & Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Strickland:

Subject to Council approval, it is my recommendation that:

Alpha L. Lyons (Al)

be appointed to the Memphis and Shelby County Center City Commission with a term
expiring December 31, 2012.

I have attached biographical information.

Sincerely,

A handwritten signature in black ink, appearing to read "A C Wharton", is written over a faint, circular stamp or watermark.

A C Wharton
Mayor

ACW/lar

c: Council Members



City of Memphis

BIOGRAPHICAL INFORMATION
APPOINTMENT TO BOARD/COMMISSION

M/SC Center City Commission

BOARD/COMMISSION

Name: Alpha L. Lyons (AI) Race C M F

E-Mail Address: alyons48@hotmail.com Fax _____

Profession/Employer: Business Consultant; principal BRED LLC & Bodine Speciality Foods

Business Address: 6609 Conifer Cove Zip 38119 Phone: 9014942735

Education: BBA Accounting - University of Memphis

Name of Spouse: Janet Lyons Number of Children: 2

Home Address: 6609 Conifer Cove Phone: 9017513857

City: Memphis State: TN Zip: 38119

I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes or No If yes, how long? 62 years

Professional Organization/Associations:

Other Organizations/Association:

Ballet Memphis Board, MIM Board, Chairman-Brooks Museum Board, Chairman-Collierville Chamber Board, Levitt Shell Board

Other Interests:

Reading, Fly fishing, Travel, Photography, Bicycling, Back packing, Wine & food, Speaking, Weight lifting

Signature Alpha L. Lyons Date 6/21/2010

FOR CENTER CITY COMMISSION
BOARD, PER PAUL MORRIS

6/15/10

Bio Alpha L. Lyons

Alpha (Al) L. Lyons is a life long Memphian. He graduated from the University of Memphis with a BBA in accounting and has a background in finance and psychology. He started his business career in banking with First Tennessee Bank where he was in operations and helped audit banks for acquisition. He was one of the early employees of the Bodine Company (now Philips Bodine Company) in Collierville where he was CFO for nine years and President for 12 years. He retired in 2008 after the company was sold, and since then has served in a consulting capacity for the company. He is currently a partner in Bodine Real Estate Development and BodineEtc Specialty Foods. He is also a graduate of the Leadership Academy Masters Program. Al is currently Chairman of the Collierville Chamber of Commerce where he has been actively involved in the government relations and economic development efforts since 2004. Al was 2009 Chairman of the Memphis in May International Festival for the honored country of Chile. In addition, Al served as Interim Director of the Brooks Museum from 2007 to 2008, and is currently serving as President of the Brooks Museum Board of Trustees. Al has served on several corporate boards and is a currently a member of several other boards including Memphis in May, Ballet Memphis and the Levitt Shell and has served on such nonprofit boards as the Memphis Arts Festival, RiverArts Fest, and the Riverfront Development Corporation. Al and his wife, Jan, have been involved in philanthropic giving for the last two decades and have two children, a son, Alpha, who is finishing graduate school at Tulane University and a daughter, Christine, who is a senior at the University of Colorado Boulder.



Memphis City Council Summary Sheet Instructions

Please provide a brief summary of the item, in bullet form, not to exceed one page:

1. Describe item (Resolution, Ordinance, etc.)
Resolution to revise the Tuition Reimbursement Program amending the funding level given to employees for fiscal year 2011 from \$5,000.00 per employee up to \$1,400.00 per employee currently enrolled in the program.
2. Identify initiating party (e.g., Public Works; at request of City Council, etc.) Human Resources Divisions
3. State whether this is a change to an existing ordinance or resolution, if applicable. Existing Resolution
4. State whether this requires a new contract, or amends an existing contract, if applicable. NA
5. State whether this requires an expenditure of funds/requires a budget amendment. NA

RESOLUTION

**CITY OF MEMPHIS
TUITION REIMBURSEMENT PROGRAM**

WHEREAS, the Mayor and the Memphis City Council are interested in the continuation of offering opportunities for self-improvement to all employees of the City of Memphis; and

WHEREAS, all employees who are currently enrolled in the Tuition Reimbursement Program beginning July 1, 2009 will be eligible to receive up to \$5,000 for tuition and books for City of Memphis fiscal year ending June 30, 2010; and

WHEREAS, all employees currently enrolled in the Tuition Reimbursement Program during Fiscal Year FY2010 will be eligible to receive up to \$1,400 for tuition and books for City of Memphis fiscal year 2011 beginning July1, 2010 and ending June 30, 2011; and

WHEREAS, no new employees are eligible to participate in the Tuition Reimbursement program from July 1, 2010 until June 30, 2011; and

WHEREAS, effective July 1, 2011 the original terms and conditions of the Tuition Reimbursement Program are re-instated for City of Memphis fiscal year 2012.

NOW, THEREFORE, BE IT RESOLVED that the Memphis City Council hereby supports the City's Tuition Reimbursement Program and the allowable amount of up to \$1,400 for current employees participating in the program for FY2011 as set forth in HR Policy PM-58-03 and administered by the Human Resources Division.

Resolution adopted on July 6, 2010

Personnel Committee



**Memphis City Council
Summary Sheet
CIPP Annual Contract 2010**

1. This is an annual construction project to repair and rehab existing damaged sanitary sewer pipe using cured in place technology at various locations.
2. This item is being submitted by Public Works (Environmental Engineering)
3. This item does not change an existing ordinance or resolution.
4. This item does require a new contract.
5. This item requires an expenditure of funds.

RESOLUTION

WHEREAS, the Council of the City of Memphis approved Rehab Existing Sewers, project number SW02001 as part of the Public Works Fiscal Year 2011 Capital Improvement Budget; and

WHEREAS, bids were taken on May 28, 2010 with the lowest complying bid of two bids being submitted by Insituform Technologies, Inc; and

WHEREAS, it is necessary to transfer an allocation of \$275,000.00 funded by Sewer Revenue Bonds from Rehab Existing Sewers project number SW02001 to Install CIPP Annual 2010, project number SW02084; and

WHEREAS, it is necessary to appropriate \$275,000.00 funded by Sewer Revenue Bonds in Install CIPP Annual 2010, project number SW02084 as follows:

Contract Amount	\$250,000.00
Contingency	<u>\$25,000.00</u>
Total	\$275,000.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$275,000.00 funded by Sewer Revenue Bonds from Rehab Existing Sewers project number SW02001 to Install CIPP Annual 2010, project number SW02084.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$275,000.00 funded by Sewer Revenue Bonds and chargeable to the Fiscal Year 2011 Capital Improvement Budget and credited as follows:

Project Title:	Install CIPP Annual 2010
Project Number	SW02084
Amounts:	\$275,000.00



Memphis City Council Summary Sheet Instructions

Resolution for FY11 CIP Street Resurfacing recoveries for Public Works, Street Maintenance

- This resolution is for the fiscal year 2011 CIP and funds the in house paving operations performed by the Street Maintenance department.
- This is part on yearly CIP budget process whereby Public Works, Street Maintenance receives funding from CIP in order to pave City streets using City forces and equipment.
- This has no impact to any current ordinance or resolution.
- This resolution indirectly funds several contracts as the funds recovered by the CIP allow Street Maintenance to purchase the various materials used to produce asphalt for paving. These materials are generally bid and purchased under contracts.
- This resolution recovers \$6,961,162 from the FY11 CIP budget, providing funding for Street Maintenance personnel as well as materials and supplies.

RESOLUTION

WHEREAS, the Council of the City of Memphis approved Asphalt Paving, project number PW01040 as part of the Fiscal Year 2011 Capital Improvement Budget; and

WHEREAS, \$6,961,162.00 is needed for paving done by City employees and for materials purchased; and

WHEREAS, expenses will be inter-fund billed from the General Fund to Asphalt Paving FY11, project number PW01229; and

WHEREAS, it is necessary to transfer an allocation of \$6,961,162.00 funded by GO Bonds – General from Asphalt Paving PW01040 to Asphalt Paving FY11, project number PW01229 for paving done by City employees and for materials purchased; and

WHEREAS, it is necessary to appropriate \$6,961,162.00 funded by GO Bonds - General for Asphalt Paving FY11, project number PW01229.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the FY 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$6,961,162.00 funded by G O Bonds - General from Asphalt Paving, project number PW01040 to Asphalt Paving FY11, project number PW01229 for paving done by City employees and for materials purchased.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$6,961,162.00 in G O Bonds - General chargeable to the Fiscal Year 2011 Capital Improvement Budget and credited as follows:

Project Title:	Asphalt Paving FY11
Project Number:	PW01229
Amount:	\$6,961,162.00



Memphis City Council Summary Sheet Instructions

Resolution for FY11 Public Works CIP Street Lighting

- This resolution is for the fiscal year 2011 CIP and funds the roadway lighting maintenance costs for street lights along the interstate system within the City of Memphis limits.
- This is part of the yearly CIP budget process whereby Public Works receives funding from the CIP for street lighting costs associated with the interstate system inside the City of Memphis limits.
- This has no impact to any current ordinance or resolution.
- This resolution requires no contracts nor amends an existing contract.
- This resolution provides \$700,000 in funding from the FY11 CIP budget, for the maintenance costs of the Interstate street lighting system located with in the City of Memphis limits.

RESOLUTION

WHEREAS, the Council of the City of Memphis approved Street Lighting, project number PW01093 as part of the Public Works Fiscal Year 2011 Capital Improvement Budget; and

WHEREAS, funds are needed to reimburse Memphis Light, Gas and Water Division for costs incurred in connection with servicing, replacing, and removing expressway street light poles; and

WHEREAS, it is necessary to transfer an allocation of \$700,000.00 funded by G.O. Bonds - General from Street Lighting, project number PW01093 to Street Lighting FY11, project number PW01230 to reimburse Memphis Light, Gas and Water Division for costs incurred in connection with servicing, replacing, and removing expressway street light poles; and

WHEREAS, it is necessary to appropriate \$700,000.00 funded by G.O. Bonds – General for Street Lighting FY11, project number PW01230.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$700,000.00 funded by G.O. Bonds - General from Street Lighting, project number PW01093 to Street Lighting FY11, project number PW01230 to reimburse Memphis Light, Gas and Water Division for costs incurred in connection with servicing, replacing, and removing expressway street light poles.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$700,000.00 funded by G.O. Bonds – General chargeable to the Fiscal Year 2011 Capital Improvement Budget and credited as follows:

Project Title:	Street Lighting FY11
Project Number	PW01230
Amount:	\$700,000.00



Memphis City Council Summary Sheet

- The resolution recommends investigating the value of the Poplar/White Station property for a potential sale
- There would be nominal costs associated with this Resolution
- Sponsored by Councilman Jim Strickland

Memphis City Council Resolution

Whereas, Poplar Avenue is one of the city's prime commercial development areas with highly-valued land tracts; and

Whereas, the Poplar/White Station Branch Library is located in the heart of this premier real estate area and would likely generate considerable interest if the land were placed on the market to be sold; and

Whereas, the City of Memphis is in a unique position to analyze how it does business and to entertain creative and unique solutions to look at its assets and determine how we can receive the best benefits and gain the highest use of our properties and facilities; and

Whereas, the City Council requests that the city explore selling the Poplar/White Station Branch Library with consideration being given for a cost-efficient, alternate branch site; proceeds from the sale shall be placed in a trust for the Library system; and

Whereas, the Council respectfully requests that the Administration prepare a Request for Proposal for interested parties to offer their development plans for the Poplar/White Station branch site.

Now, Therefore, Be it Resolved by the Memphis City Council that a request is hereby made that the Administration determine the value of the Poplar/White Station Branch property and explore selling the site with the intent of issuing a RFP for interested parties willing to purchase and develop the property with or without a branch site being retained at the current location.

Be it Further Resolved any proceeds from a sale of the Poplar/White Station property be used to create a cost-efficient branch location (should any development of the current site not include a branch) with remaining funds to be placed in a trust for the Library system.

July 20, 2010

Jim Strickland



Memphis City Council Summary Sheet

- The resolution recommends outsourcing community centers
- There would be expenditure of funds
- Sponsored by Councilman Jim Strickland

Memphis City Council Resolution

Whereas, the City of Memphis previously owned and operated 28 community centers through the Division of Park Services; and

Whereas, an Independent Efficiency Study concluded that an excessive number of community centers existed in certain geographic areas and recommended that consideration should be made for closing or disposing of certain surplus centers; and

Whereas, last year the Council approved a lease agreement whereby the operation of four community centers (Greenlaw, Simon/Boyd-Magnolia, Bethel LaBelle and Hamilton) was given to a non-profit agency; and

Whereas, additional community center outsourcing opportunities should be considered for the remaining twenty-four (24) centers owned by the City of Memphis.

Now, therefore, be it resolved by the Memphis City Council that a request is hereby made to the Administration to prepare a Request for Proposals to identify interested parties to operate the remaining city-owned community centers in an effort to increase efficiencies.

July 20, 2010

Jim Strickland, Councilman

RESOLUTION

WHEREAS, the City of Memphis has determined the "Tiger Lane" Public Green Space Project, Phase I, is a priority community development project; and

WHEREAS, it is the position of the City of Memphis that the Fairgrounds Public Green Space Project, Phase I, should be available, as quickly as practicable, to the citizens of Memphis; and

WHEREAS, on May 11, 2010, the Executive Committee of the Council of the City of Memphis approved the design of the Fairgrounds Public Green Space Project, which includes: the Base Bid (the Green Space Project), Alternate #1 (premium parking, radial parking and reduced run-off drainage to the Beltline neighborhood) and Alternate #2 (access roads, new fencing, new lighting, drainage improvements and Belt Line and Orange Mound neighborhood improvements); and

WHEREAS, the public bid opening, completed on May 21, 2010, determined the lowest bid for project construction was Fifteen Million Two Hundred Sixty Thousand and 00/100 Dollars (\$15,260,000) and the associated construction administration fee is Four Hundred Ninety Eight Thousand Seven Hundred Thirty Three and 00/100 Dollars (\$498,733) for a Total Project Cost of Fifteen Million Seven Hundred Fifty Eight Thousand Seven Hundred Thirty Three and 00/100 Dollars(\$15,758,733); and

WHEREAS, the City previously identified Four Million Five Hundred Thousand and 00/100 Dollars(\$4,500,000.00) from completed or non-critical CIP Project funds, not adversely impacting the FY 2010 cash flow, as available project funds; and

WHEREAS, on March 23, 2010 the City Council allocated and appropriated Six Hundred Six Thousand Two Hundred Ten and 00/100 Dollars (\$606,210) of this \$4,500,000 to fund Project Design; and

WHEREAS, June 7, 2010 the City encumbered Three Million Three Hundred Ninety Four Thousand Five Hundred Thirty Seven and 00/100 Dollars (\$3,394,537.00), from the previously identified FY '10 funds, under Contract #26794; and

WHEREAS, in order to fund the balance of the construction cost, the City must now appropriate the CIP funds approved under the FY '11 budget.

NOW THEREFORE BE IT RESOLVED, that there be and is hereby appropriated the sum of Eleven Million Nine Hundred Thousand Dollars and 00/100 Dollars (\$11,900,000) G.O Bonds –General chargeable to the FY 2011 Capital Improvement Budget and credited as outlined below.

Project Title:	Fairgrounds Public Green Space Project, Phase I
Project Number:	CD01085
Award #:	11010
Contract Construction:	<u>\$11,900,000</u>
TOTAL AWARD:	\$11,900,000



Memphis City Council Summary Sheet

Resolution to amend by appropriating the FY 2010 Operating Budget's revenues and expenditures for Shelter Plus Care program(SHIELD) to ensure continuation of the existing project based rental assistance which provides rental assistance for 24 households for the contract period beginning March 1, 2010 and ending February 28, 2011.

- This item is a resolution in support of amending by appropriating revenues and expenditures of Housing & Community Development's FY 2010 Operating Budget for the Shelter Plus Care Grant (SHIELD).
- The Division of Housing & Community Development; at request of City Council.
- Not applicable.
- Resolution requires a new contract.
- Not applicable.

RESOLUTION

WHEREAS, the Division of Housing and Community Development (HCD) continues to implement programs that provide housing assistance to low income, homeless and special needs populations; and

WHEREAS, the Division of Housing and Community Development on behalf of the City of Memphis submitted a grant application to the U.S. Department of Housing and Urban Development (HUD) as part of Memphis' Continuum of Care 2009 application for the continuance of the Shelter Plus Care Grant, Project Number TN0111C4J010901, which is implemented by SHIELD, Inc.; and

WHEREAS, the City of Memphis was awarded a ***Two Hundred and Three Thousand Forty Dollars (\$203,040.00)*** grant from HUD for a period commencing on March 1, 2010 and ending February 28, 2011; and

WHEREAS, the City of Memphis Division of Housing and Community Development in the grant application proposed to award said funds to the project sponsor, SHIELD, Inc., to ensure the continuation of the existing project based rental assistance program which provides rental assistance for 24 households for the contract period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the HUD Shelter Plus Care grant renewal in the amount of ***Two Hundred and Three Thousand Forty Dollars (\$203,040.00)*** be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2010 Operating Budget be and is hereby amended by appropriating the Revenues and Expenditures for this Shelter Plus Care program in the amount of ***Two Hundred and Three Thousand Forty Dollars (\$203,040.00)*** as follows:

Revenue

HUD Shelter Plus Care Grant (TN0111C4J010901)	\$203,040.00
Total	\$203,040.00

Expense

SHIELD, INC. SPC (CD90021)	\$203,040.00
Total	\$203,040.00



Memphis City Council Summary Sheet

Resolution to amend by appropriating the FY 2010 Operating Budget's revenues and expenditures for Shelter Plus Care program(Friends for Life, Inc.) to ensure continuation of the existing sponsor based rental assistance program which provides funding for a 16 unit apartment facility for the period beginning March 1, 2010 and ending February 28, 2011.

- This item is a resolution in support of amending by appropriating revenues and expenditures of Housing & Community Development's FY 2010 Operating Budget for the Shelter Plus Care Grant (Friends for Life, Inc).
- The Division of Housing & Community Development; at request of City Council.
- Not applicable.
- Resolution requires a new contract.
- Not applicable.

RESOLUTION

WHEREAS, the Division of Housing and Community Development (HCD) continues to implement programs that provide housing assistance to low income, homeless and special needs populations; and

WHEREAS, the Division of Housing and Community Development on behalf of the City of Memphis submitted a grant application to the U.S. Department of Housing and Urban Development (HUD) as part of Memphis' Continuum of Care 2009 application for the continuance of the Shelter Plus Care Grant, Project Number TN0016C4J010802, which is implemented by Friends for Life, Inc.; and

WHEREAS, the City of Memphis was awarded a ***One Hundred and Thirty- Six Thousand Two Hundred and Ninety Six Dollars (\$136,296.00)*** grant from HUD for a period commencing on March 1, 2010 and ending February 28, 2011; and

WHEREAS, the City of Memphis Division of Housing and Community Development in the grant application proposed to award said funds to the project sponsor, Friends for Life, to ensure the continuation of the existing project based rental assistance program which provides funding for a 16 unit apartment facility.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the HUD Shelter Plus Care grant renewal in the amount of ***One Hundred and Thirty-Six Thousand Two Hundred and Ninety-Six Dollars (\$136,296.00)*** be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2010 Operating Budget be and is hereby amended by appropriating the Revenues and Expenditures for this Shelter Plus Care program in the amount of ***One Hundred and Thirty Six Thousand Two Hundred and Ninety Six Dollars (\$136,296.00)*** as follows:

Revenue	
HUD Shelter Plus Care Grant (TN0016C4J010802)	\$136,296.00
Total	\$136,296.00

Expense	
Friends for Life SPC (CD90021)	\$136,296.00
Total	\$136,296.00



Memphis City Council Summary Sheet

Resolution to amend by appropriating the FY 2010 Operating Budget's revenues and expenditures for Shelter Plus Care program(Case Management, Inc.) to ensure continuation of the existing sponsor based rental assistance program which provides funding for 32 units of housing for the period beginning March 1, 2010 and ending February 28, 2011.

- This item is a resolution in support of amending by appropriating revenues and expenditures of Housing & Community Development's FY 2010 Operating Budget for the Shelter Plus Care Grant (Case Management, Inc).
- The Division of Housing & Community Development; at request of City Council.
- Not applicable.
- Resolution requires a new contract.
- Not applicable.

RESOLUTION

WHEREAS, the Division of Housing and Community Development (HCD) continues to implement programs that provide housing assistance to low income, homeless and special needs populations; and

WHEREAS, the Division of Housing and Community Development on behalf of the City of Memphis submitted a grant application to the U.S. Department of Housing and Urban Development (HUD) as part of Memphis' Continuum of Care 2009 application for renewal funding of the Shelter Plus Care Grant, Project Number TN0024C4J010802, which is implemented by Case Management, Inc; and

WHEREAS, the City of Memphis was awarded a grant of **Three Hundred Twenty-Eight Thousand Seven Hundred and Fifty-Two Dollars (\$328,752.00)** grant from HUD for a period commencing on March 1, 2010 and ending February 28, 2011; and

WHEREAS, the City of Memphis Division of Housing and Community Development in the grant application proposed to award said funds to the project sponsor, Case Management, Inc. to ensure the continuation of the existing sponsor based rental assistance program which provides funding for 32 units of housing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the HUD Shelter Plus Care grant renewal in the amount of **Three Hundred and Twenty-Eight Thousand Seven Hundred Fifty-Two Dollars (\$328,752.00)** be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2010 Operating Budget be and is hereby amended by appropriating the Revenues and Expenditures for this Shelter Plus Care program in the amount of **Three Hundred and Twenty-Eight Thousand Seven Hundred and Fifty-Two Dollars (\$328,752.00)** as follows:

Revenue

HUD Shelter Plus Care Grant (TN0024C4J010802)	\$328,752.00
Total	\$328,752.00

Expense

Case Management SPC (CD90021)	\$328,752.00
Total	\$328,752.00



Memphis and Shelby County Division of Planning and Development

CITY HALL 125 NORTH MAIN STREET MEMPHIS, TENNESSEE 38103-2084 (901) 576-6601

MEMPHIS CITY COUNCIL SUMMARY SHEET

This Resolution accepts grant funds in the amount of \$3,600.00 from the Tennessee Historical Commission to fund members of the Landmarks Commission and/or staff to attend the National Alliance of Preservation Commission (NAPC) Forum in Grand Rapids MI.

- This grant from the Tennessee Historical Commission will provide required training for the Memphis Landmarks Commission members and/or staff.
- The City of Memphis is a Certified Local Government (CLG) which is a program run by the National Park Service through the State of Tennessee -Tennessee Historical Commission. The CLG agreement is between the City and the Department of the Interior which requires the City to maintain good preservation practices.
- As part of the good preservation practices the City has agreed to make sure that the Memphis Landmarks Commissioners and staff receive preservation training/education every year.
- The NAPC Forum is a bi-annual conference held solely for the education and training of Landmarks Commissioners. It will be held July 29 – Aug 1, 2010.
- This is a matching grant with 60% from the Tennessee Historical Commission in the amount of \$3,600.00. The 40% match is from the Landmarks Commission approved grant match line item in the amount of \$2,400.00.

RESOLUTION

WHEREAS, the City of Memphis Division of Planning and Development has received grant funds in the amount of Three Thousand Six Hundred Dollars (\$3,600.00) from the State of Tennessee – Tennessee Historical Commission; and

WHEREAS, these funds will be used to send six or more commissioners and/or staff to the national conference; and

WHEREAS, it is necessary to provide matching funds in the amount of Two Thousand Four Hundred Dollars (\$2,400.00); and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2010 Operating Budget to establish funds for the Memphis Landmarks Training Grant; and

WHEREAS, it is necessary to appropriate the grant funds in the amount of Three Thousand Six Hundred Dollars (\$3,600.00) and matching funds in the amount of Two Thousand Four Hundred Dollars (\$2,400.00) for the Memphis Landmarks Training Grant.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Memphis Landmarks Training Grant funds in the amount Three Thousand Six Hundred Dollars (\$3,600.00) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2010 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the Memphis Landmarks Training Grant in the amount of Six Thousand Dollars (\$6,000.00) as follows:

Revenue

State of Tennessee – Tennessee Historical Commission	\$3,600.00
Operating Transfer In	<u>\$2,400.00</u>
Total	\$6,000.00

Expense

Travel/Hotel	\$4840.00
Training/Registration	<u>\$1,160.00</u>
TOTAL	\$6,000.00

GRANT AWARD NOTIFICATION

AWARD INFORMATION

Division Information

Division: Planning and Development Program Area: Landmarks Commission

Division Contact: Nancy Jane Baker Phone: 576-7170

Funding Source

Name of Grantor: State Of Tennessee – Tennessee Historical Commission

Grantor Award Number: _____

Full Name of Program: Memphis Landmarks Commissioners Training

Start Date: June 1, 2010 End Date: Sept. 30, 2011 Check one: Operating CIP

Award Type: State of Tennessee Award Amount: \$6,000.00

Will matching funds be provided?

Amount of Matching Funds: \$2,400.00 Source of Matching Funds: operating transfer in

To be completed by Accounting Department

Award Number: _____ Purpose Area: _____

PROJECT INFORMATION

<u>Amount</u>	<u>Project</u>	<u>Project Number</u>
\$6,000.00	Landmarks Comm. Training	

Check here if the grant requires splitting funds into multiple projects.

If yes, please provide the specific amounts and project names in the box above.

If no, list the entire award amount and project name in the first row in the box above.

Check here if this award being applied to an existing project(s).

If yes, please identify the specific amounts, projects and project numbers in the box above.

If no, the Accounting Department will assign new project numbers.

Reviewed by Office of Grants Compliance _____ Date: _____

Reviewed by Accounting and Entered in Oracle: _____ Date: _____

REFERENDUM ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF MEMPHIS, THE SAME BEING CHAPTER 11 OF THE ACTS OF 1879, AS AMENDED PURSUANT TO THE PROVISIONS OF ARTICLE XI, SECTION 9 OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT) AND THE ACTS OF 1915, CHAPTER 408 AND TO SUBMIT THIS PROPOSED REFERENDUM ORDINANCE TO THE QUALIFIED VOTERS OF THE CITY OF MEMPHIS AT THE FIRST GENERAL STATE ELECTION TO BE HELD NOVEMBER 2, 2010.

PREAMBLE

WHEREAS, it is deemed advisable and in the best interest of the citizens of the City of Memphis that the present Charter of said City be amended by ordinance as provided by Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment)

NOW, THEREFORE,

SECTION 1. QUESTION FOR VOTERS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, That the present Charter of the City of Memphis, consisting of the provisions of the Acts of the State of Tennessee for the year 1879, as amended, pursuant to Article XI, Section 9 of the Constitution of the State of Tennessee (Home Rule Amendment) the following proposal shall be published and submitted by the City of Memphis to its qualified votes at the first state general election, which shall be held in the City of Memphis on November 2, 2010, and which shall be held at least sixty (60) days after such publication:

QUESTION:

Shall the Home Rule Charter of the City of Memphis, Tennessee, be amended adding the following provisions to read as follows:

Shall the authority of the City, if any, to levy a school tax against Memphis taxpayers for the Memphis City Schools or to provide funding for the Memphis City Schools be abolished?

SECTION 2. PUBLICATION OF HOME RULE AMENDMENT.

BE IT FURTHER ORDAINED That the Comptroller be and is hereby directed to cause this Proposal (Ordinance) to be published pursuant to the provisions of Article XI, Section 9 of the Constitution of the State of Tennessee.

SECTION 3. DELIVERY TO ELECTION COMMISSION.

BE IT FURTHER ORDAINED That the Comptroller of the City of Memphis shall certify the adoption of this Ordinance to the Shelby County Election Commission in charge of the holding the first general state election of November 2, 2010, and request that this proposed amendment to the Home Rule Charter of the City of Memphis be placed on the ballot.

SECTION 4. PROPOSAL AND PREFERENCE.

BE IT FURTHER ORDAINED That the Comptroller of the City of Memphis is hereby directed to deliver a copy of this Ordinance to the Shelby County Election Commission, together with a suggested proposal and the following form of preference to be placed on the ballot in an election to be held on the 2nd day of November, 2010:

**REFERENDUM ON HOME RULE AMENDMENTS TO THE
CHARTER OF THE CITY OF MEMPHIS**

Said Ordinance of the City of Memphis was adopted on the 20th day of July, 2010, to provide for referendum vote on a Home Rule Amendment to the Charter of the City of Memphis to read as follows:

**Shall the authority of the City, if any, to levy a school tax against
Memphis taxpayers for the Memphis City Schools or to provide
funding for the Memphis City Schools be abolished?**

FOR (YES) _____

AGAINST (NO) _____

SECTION 5. EFFECTIVE DATE.

BE IT FURTHER ORDAINED That this ordinance shall take effect immediately after its approval by a majority of the qualified voters voting thereon in an election to be held on the 2nd of November, 2010, the public welfare requiring it.

SECTION 6. CERTIFICATION OF RESULTS.

BE IT FURTHER ORDAINED That the Shelby County Election Commission certify the result of said election to the Comptroller of the City of Memphis, who shall see that said result is made a part of the Minutes of the Council of the City of Memphis.

SECTION 7. NONCONFLICTING-CONFLICTING LAWS.

BE IT FURTHER ORDAINED That upon adoption of this Home Rule Amendment, all laws constituting the present Charter of the City of Memphis, not in conflict with this amendatory Home Rule Ordinance, be and the same are continued in full force and effect, and all laws in conflict therewith are hereby repealed.

SECTION 8. SEVERABILITY.

BE IT FURTHER ORDAINED That if any clause, sentence, paragraph, section or part of this ordinance shall be held or declared to be unconstitutional or void, it shall not affect the remaining parts of this ordinance, it being hereby declared to be the legislative intent to have passed the remainder of this ordinance notwithstanding the parts so held to be invalid, if any.

SECTION 9. PUBLICATION.

BE IT FURTHER ORDAINED That this Ordinance shall be published immediately after the adoption hereof.

SECTION 10. ENACTMENT OF CITY ORDINANCE.

BE IT FURTHER ORDAINED That this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

HAROLD B. COLLINS

Chairman of Council

Attest:

PATRICE THOMAS
City Comptroller

Order No. _____